

PATENT APPLICATION

FEE AUTHORIZATION / AMENDMENT TRANSMITTAL LETTER

Attorney's Docket No:
3198

Serial No.

09/851,673

Filing Date

May 8, 2001

Examiner

C. L. Smith

Group Art Unit

1631

In Re Application of

Jonathan M. J. Derry, William C. Fanslow III, and William C. Dougall

For

METHODS FOR IDENTIFYING COMPOUNDS THAT ANTAGONIZE CD40 SIGNALING (as amended)

TO THE HONORABLE COMMISSIONER FOR PATENTS:

☐ Applicant(s) request(s) the following extension of time under 37 CFR 1.136(a):

- ☐ One month of original due date (\$110.00)
- ☐ Two months of original due date (\$410.00)
- ☐ Three months of original due date (\$930.00)
- ☐ Four months of original due date (\$1,450.00)
- ☐ Five months of original due date (\$1,970.00)

☐ A response in connection with the matter for which this extension is requested:

- ☐ is filed herewith.
- ☐ has been filed.
- ☐ The response is the filing of a continuing prosecution application, the prior application having an express abandonment conditioned on the granting of a filing date to the continuing application.

☒ The accompanying papers include amended claims for which no additional fee is required.☐ The accompanying papers include amended claims the fee for which has been calculated as follows:

CLAIMS AS AMENDED

(1)	(2) Claims remaining After amendment	(3)	(4) Highest number Previously paid for	(5) No. of Extra claims present	(6) Rate	(7) Additional Fee
Total Claims	*15	Minus	**24 =	0	x \$18	= \$ 0.00
Indep. Claims	3	Minus	***5 =	0	x \$84	= 0.00
<input type="checkbox"/> First Appearance of a multiple dependent claim					+ \$280	= 0.00
Total Additional Fee for this Amendment						\$0.00

* If the entry in column 2 is less than the entry in column 4, write "0" in column 5.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

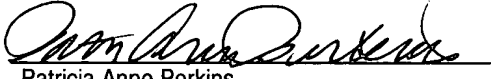
The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col 1. of a prior amendment or the number of claims originally filed.

☐ The following other fees are incurred by the accompanying papers.☐ Other: _____

Please charge Deposit Account No. 09-0089 in the name of Immunex Corporation in the amount of \$ _____. A duplicate copy of this petition is attached.

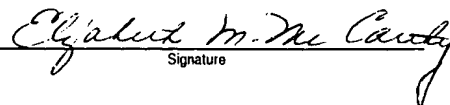
☐ If an additional extension of time is required, please consider this a request therefore.☒ The Commissioner is hereby authorized to charge any additional fees which may be required by the accompanying papers, or credit any overpayment to Deposit Account No. 09-0089.

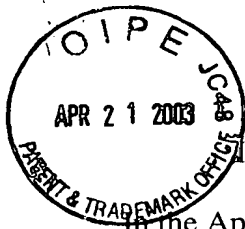
Please Send Future Correspondence To:

Immunex Corporation
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51 University Street
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Patricia Anne Perkins
Agent for Applicants
Registration No.: 34,693
Phone: (206) 265-4782
Date: April 15, 2003

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Honorable Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

April 15, 2003
Date
Signature



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the Application of: Jonathan M. J. Derry, William
C. Fanslow III and William C. Dougall

Docket No.: 3198

Group Art Unit: 1631

Examiner: Smith, C.L.

Serial No: 09/851,673

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For: METHODS FOR IDENTIFYING COMPOUNDS THAT ANTAGONIZE
CD40 SIGNALING (as amended)

Honorable Commissioner of Patents
Washington, D.C. 20231

RESPONSE TO OFFICE ACTION AND AMENDMENT A

Sir:

In response to the Office Action January 15, 2003, please amend the above-
identified application as follows:

- **Introductory Comments** begin on page 2 of this paper
- **Amendments to the Specification** begin on page 3 of this paper.
- **Amendments to the Claims** are reflected in the listing of claims which begin
on page 6 of this paper.
- **Remarks** begin on page 11 of this paper.
- **Conclusions** begin on page 19 of this paper.
- **Exhibit A**

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States
Postal Service as first class mail in an envelope addressed to: Honorable Commissioner
for Patents, Washington, D.C. 20231, on the date indicated below.

Signed: Elizabeth M. McCarthy
Elizabeth M. McCarthy

Date: April 15, 2003

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Introductory Comments

This Response and Amendment is responsive to an Office Action having a mailing date of January 15, 2003. Claim 2 is being canceled and replaced by newly added claim 25; newly added claims 26 through 39 are also being added herein, as shown on the following pages. The specification is being amended as shown in this Response.

Applicants thank the Examiner for an opportunity to discuss this case in a telephone interview on April 11, 2003. As discussed during the telephone interview, applicants are amending the specification to correct obvious errors and render it clear to one of ordinary skill in the art. Claim 2 is being canceled and re-presented as new claim 25, which includes several changes discussed during the telephone interview (and discussed in more detail herein) to more particularly point out and distinctly claim what applicants regard as their invention. Applicants are also submitting herewith evidence that methods to identify antagonists of CD40 signaling possess utility in the eyes of those of ordinary skill in the art.